IN THE HIGH COURT OF JUDICATURE AT BOMBAY

CRIMINAL APPELLATE JURISDICTION

CRIMINAL APPLICATION NO. 8381 OF 2005

1. Mauli @ Dnyaneshwar Vitthal Jawalkar,
2. Pintu @ Dinesh Shankar Dhadwe. ...Applicants

V/s.

State of Maharashtra. ...Respondent

Mr.A.P. Mundargi with Mr.Nandkumar Vear and Mr.Yogesh Pawar for Applicants.
Ms.Y.S. Shinde, APP for State.

CORAM : V.M. KANADE, J.

DATED : JANUARY 24, 2006

P.C. :-

. Heard learned Counsel for the applicants and learned APP for the State.

. This is an application for bail filed by the applicants who are arrested in connection with an offence which is registered at Wanawadi Police Station vide C.R.No.233/2005 for the offences punishable under Sections 302, 307 read with Section 34 of the PC. The applicants are in jail since 3rd July, 2005. The chargesheet has been filed.

2. It is an admitted position that there is no evidence against the present applicants and the only incriminating circumstance is the recovery of a pulsor motor cycle at the instance of the co-accused. In this view of the matter, in my view, prima facie case is made out for grant of bail.

3. The applicants be released on bail in the sum of Rs.10,000/- each with one or two sureties in the like amount. The applicants shall report to Wanawadi Police Station twice in a month. The trial Court shall not be influenced by the observations made by this Court while granting bail to the applicants and the same may not be treated as an expression of opinion on merits of the case.

. Application is disposed of, accordingly.

(V.M. KANADE, J.)